

UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF NEW HAMPSHIRE

Potts NH RE, LLC

v.

Case No. 12-cv-82-SM

Northgate Classics, LLC
d/b/a Northgate, LLC

ORDER

I herewith approve the Report and Recommendation of Magistrate Judge Landya B. McCafferty dated May 10, 2012, no objection having been filed, for the reasons set forth therein. "[O]nly those issues fairly raised by the objections to the magistrate's report are subject to review in the district court and those not preserved by such objection are precluded on appeal." School Union No. 37 v. United Nat'l Ins. Co., 617 F.3d 554, 564 (1st Cir. 2010) (quoting Keating v. Secretary of Health & Human Servs., 848 F.2d 271, 275 (1st Cir.1988)); see also United States v. Valencia-Copete, 792 F.2d 4, 6 (1st Cir. 1986) (after proper notice, failure to file a specific objection to magistrate's report will waive the right to appeal).

Plaintiff's Motion for Preliminary Injunction (document no. 3) is hereby denied.

SO ORDERED.

May 30, 2012

/s/ Steven J. McAuliffe

Steven J. McAuliffe
United States District Judge

cc: Daniel P. Luker, Esq.
Peter G. Callaghan, Esq.
Jack P. Crisp, Jr., Esq.